

Receipt



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY OF PAPERS
ORIGINALLY FILED

In re the Application of:

SHOFNER et al.

Serial No.: 09/966,562

Filed: September 26, 2001

For: CONTROLLED DELIVERIES AND
DEPOSITIONS OF PHARMACEUTICAL
AND OTHER AEROSOLIZED MASSES

Office of Initial
Patent Examination

Customer Service Center

Asheville, North Carolina
February 6, 2002

RENEWED REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
Washington, DC 20231

Sir:

This is in response to the "Response to Request for Corrected Filing Receipt" mailed January 17, 2002. As required, "Part 2 - copy to be returned with response" is included herewith.

The previous request for a Corrected Filing Receipt was denied on the asserted basis that: "Filing date of a parent application cannot be changed by this request. A request for corrected Filing Receipt must be directed to such parent application."

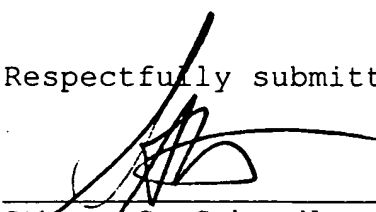
However, our request is not to change the actual filing date of the parent application. The filing date of the parent application PCT/US 00/08354 is in fact March 30, 2000. As evidence, enclosed is a copy of the "Notification of International Application Number and of the International Filing Date" mailed 25 April 2000 in parent application serial number PCT/US 00/08354.

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What we are requesting to be corrected is the reference to the filing date of the parent application in the file of the subject application serial number 09/966,562.

Again enclosed is a marked-up copy of the Filing Receipt indicating the change, as well as another Supplemental Application Date Sheet.

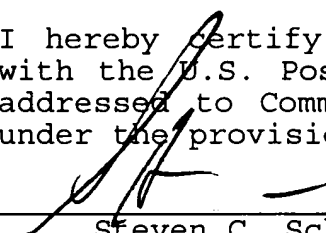
Respectfully submitted,



Steven C. Schnedler, Attorney
Registration No. 27,591

Carter & Schnedler
56 Central Avenue, Suite 101
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Asheville, NC 28802
Telephone: (828) 252-6225

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as First Class Mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231, under the provisions of 37 CFR 1.8.



Steven C. Schnedler

Feb. 6, 2002

Date

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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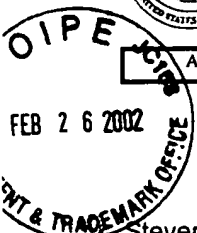
APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/966,562	09/26/2001	F. Michael Shofner II	SEA-6-7-US-C

COPY OF PAPERS
ORIGINALLY FILED

CONFIRMATION NO. 4670



OC000000007323650



Steven C. Schnedler
Carter & Schnedler, P.A.
56 Central Ave., Suite 101
P.O. Box 2985
Asheville, NC 28802

Date Mailed: 01/17/2002

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Application Filing Date

In response to your request for a corrected Filing Receipt, the Office is unable to comply with your request because:

- ☐ The correct application number appears on the Filing Receipt. Your postcard included an incorrect application number. Please update your records to reflect the application number on the enclosed Filing Receipt. See MPEP 503.
- ☐ If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, a request for a corrected Filing Receipt should be submitted along with a copy of the Express Mail label showing the "date in."
- ☐ A copy of the Express Mail label was not enclosed with your request. Please resubmit.
- ☐ The date on the Express Mail label is the date given on the Filing Receipt.
- ☐ The filing date accorded to the application is the date the application met the filing date requirements of 37 CFR 1.53(b) or (c).
- ☒ Filing date of a parent application cannot be changed by this request. A request for corrected Filing Receipt must be directed to such parent application.
- ☐ Applications submitted under 37 CFR 1.8 are accorded a filing date as of the date the application is received in the U.S. Patent and Trademark Office.
- ☐ The filing date on your return postcard is the same as the date on your Filing Receipt.

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- ☐ A petition under 37 CFR 1.10 or 1.53 is needed to correct the filing date. The petition should be directed to the attention of the Office of Petitions.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

A copy of this notice MUST be returned with the reply.

P.B.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/966,562	09/26/2001	3752	355	SEA-6-7-US- C	15	13	2

CONFIRMATION NO. 4670

FILING RECEIPT



OC000000006994304

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Steven C. Schnedler
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56 Central Ave., Suite 101
P.O. Box 2985
Asheville, NC 28802

Date Mailed: 10/30/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

F. Michael Shofner II, Knoxville, TN;
Frederick M. Shofner, Knoxville, TN;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF PCT/US00/08354 03/21/2000
AND CLAIMS BENEFIT OF 60/127,269 03/31/1999
AND CLAIMS BENEFIT OF 60/143,732 07/14/1999

Foreign Applications

If Required, Foreign Filing License Granted 10/24/2001

Projected Publication Date: 02/07/2002

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Controlled deliveries and depositions of pharmaceutical and other aerosolized masses

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Bib Data Sheet

CONFIRMATION NO. 4670

SERIAL NUMBER 09/966,562	FILING DATE 09/26/2001 RULE	CLASS 239	GROUP ART UNIT 3761	ATTORNEY DOCKET NO. SEA-6-7-US-C
APPLICANTS F. Michael Shofner II, Knoxville, TN; Frederick M. Shofner, Knoxville, TN;				
** CONTINUING DATA ***** THIS APPLICATION IS A CON OF PCT/US00/08354 03/30/2000 AND CLAIMS BENEFIT OF 60/127,269 03/31/1999 AND CLAIMS BENEFIT OF 60/143,732 07/14/1999				
** FOREIGN APPLICATIONS *****				
IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 10/24/2001				
Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after Allowance		STATE OR COUNTRY TN	SHEETS DRAWING 15	TOTAL CLAIMS 13
Verified and Acknowledged Examiner's Signature _____ Initials _____		INDEPENDENT CLAIMS 2		
ADDRESS 31671				
TITLE Controlled deliveries and depositions of pharmaceutical and other aerosolized masses				
FILING FEE RECEIVED 355	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit	



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Bib Data Sheet

CONFIRMATION NO. 4670

SERIAL NUMBER 09/966,562	FILING DATE 09/26/2001 RULE	CLASS 239	GROUP ART UNIT 3761	ATTORNEY DOCKET NO. SEA-6-7-US-C
APPLICANTS F. Michael Shofner II, Knoxville, TN; Frederick M. Shofner, Knoxville, TN;				
** CONTINUING DATA ***** THIS APPLICATION IS A CON OF PCT/US00/08354 03/30/2000 AND CLAIMS BENEFIT OF 60/127,269 03/31/1999 AND CLAIMS BENEFIT OF 60/143,732 07/14/1999				
** FOREIGN APPLICATIONS *****				
IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 10/24/2001				
Foreign Priority claimed <input type="checkbox"/> yes <input type="checkbox"/> no 35 USC 119 (a-d) conditions <input type="checkbox"/> yes <input type="checkbox"/> no <input type="checkbox"/> Met after met Verified and Acknowledged Examiner's Signature _____ Initials _____		STATE OR COUNTRY TN	SHEETS DRAWING 15	TOTAL CLAIMS 13
				INDEPENDENT CLAIMS 2
ADDRESS Steven C. Schnedler Carter & Schnedler, P.A. 56 Central Ave., Suite 101 P.O. Box 2985 Asheville, NC 28802				
TITLE Controlled deliveries and depositions of pharmaceutical and other aerosolized masses				
FILING FEE RECEIVED 355	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees (Filing) <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) <input type="checkbox"/> 1.18 Fees (Issue) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit	